

HEFNER, STARK & MAROIS, LLP  
Sacramento, California

**HEFNER, STARK & MAROIS, LLP**

Ronald H. Sargis (CA Bar Assn. No. 105173)

Aaron A. Avery (CA Bar Assn. No. 245448)

2150 River Plaza Drive, Suite 450

Sacramento, CA 95833-3883

Telephone: (916) 925-6620

Fax No: (916) 925-1127

Email: [rsargis@hsmlaw.com](mailto:rsargis@hsmlaw.com)

Special District Court Counsel for,

KELKRIS ASSOCIATES, INC.,

DBA CREDIT BUREAU ASSOCIATES, et al.

See signature page for list

of parties represented (Civil L.R. 3-4(a))

**IN THE UNITED STATES DISTRICT COURT**

**FOR THE NORTHERN DISTRICT OF CALIFORNIA**

**SAN JOSE DIVISION**

ALBERTA ROSE JONES

Plaintiff,

v.

KELKRIS ASSOCIATES, INC. DBA  
CREDIT BUREAU ASSOCIATES,  
KATHRYN A. PARSON, TERRY A.  
DUREE, LINDA G. ASHCRAFT,  
MICHAEL MATTHEWS, MOES PROCESS  
SERVING, AVA E. WILLIAMS, WENDY  
A. GETTY, PATRICIA COLEMAN, JOAN  
CRAWFORD, KARL PHILLIPS, WILLIAM  
C. HARRISON, EDMUND G. BROWN JR.,  
BARBARA BOXER, UNITED STATES OF  
AMERICA AND DOES 1-100.

Defendants.

**(As incorrectly captioned on the Notice of  
Removal by State Court Defendant  
Alberta Rose Jones' Notice of Removal)**

Case No. C-07-04421-JW

**NOTICE OF MOTION TO REMAND TO  
THE SUPERIOR COURT OF THE  
STATE OF CALIFORNIA, COUNTY OF  
SOLANO, AS CASE NO. FCM093334;  
OR, IN THE ALTERNATIVE, TO  
DISMISS**

Date: October 29, 2007

Time: 9:00 a.m.

Place: Federal Building  
280 South First Street  
San Jose, CA  
Courtroom 8, 4th Flr.  
Hon. James Ware

**PLEASE TAKE NOTICE:** KELKRIS ASSOCIATES, INC., d.b.a. CREDIT BUREAU ASSOCIATES ("KelKris"), KATHRYN A. PARSONS, President of KelKris, TERRY A. DUREE and BRET YAPPLE (collectively "Movants"), have filed a Motion to Remand the removed state court case KelKris Associates, Inc. DBA Credit Bureau Associates v. Alberta Rose Jones, Donald D. Jones, Case No. FCM093334 and to Dismiss Movants from any Federal Court proceeding relating to the Notice of

1 Removal filed by Alberta Rose Jones.

2 **YOUR RIGHTS MAY BE AFFECTED.** You should read this Notice carefully and discuss  
3 it with your attorney, if you have one. (If you do not have an attorney, you may wish to consult  
4 with one.)

5 If you do not want the court approve the authorization sought in the Motion then on or before  
6 21 days before the hearing date of October 29, 2007, you or your attorney must file with the court a  
7 written objection at:

8 Office of the Clerk  
9 United States District Court  
Northern District of California/San Jose Division  
Federal Building  
10 280 South First Street  
San Jose, CA 95113

11 If you file an opposition with the court, must also serve a copy of such opposition then on or  
12 before 21 days before the hearing date of October 29, 2007 on counsel for the Movants at the following  
13 address:

14 Ronald H. Sargis, Esq.  
Hefner, Stark & Marois, LLP  
15 2150 River Plaza Drive, Suite 450  
Sacramento, CA 95833-3883

16 If you or your attorney do not take these steps, the court may decide that you do not oppose the  
17 authorization sought in the Motion and may enter an order granting the request therein.

18 Not all of the information relating to the Motion or this case is set forth in this Notice and  
19 interested parties are advised to review the court's file at the address as set forth above. Copies of the  
20 Motion and supporting documents may be obtained from the clerk of the United States District Court  
21 at the address set forth above or Counsel for the Movants.

22 The hearing on the Motion may be adjourned from time to time without further notice, except  
23 as stated orally in court.

24 Dated: 9/17/07

25 By

HEFNER, STARK & MAROIS, LLP

26 Ronald H. Sargis  
Attorneys for KELKRIS ASSOCIATES, INC.,  
27 DBA CREDIT BUREAU ASSOCIATES,  
KATHRYN A. PARSONS, TERRY A. DUREE,  
28 and BRET YAPPLE